

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN**

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**UNITED STATES OF AMERICA,**

Plaintiff,

-vs-

**Case No. 08-CR-53**

**JERMAINE CARTER,**

Defendant.

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**DECISION AND ORDER**

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Defendant Jermaine Carter (“Carter”) filed a pro se motion for reduction of sentence pursuant to 18 U.S.C. §3582(c)(2) under a recent amendment to the Sentencing Guidelines.

Because Carter’s guideline sentencing range is not affected by the recent amendment to the Sentencing Guidelines Carter’s request for a reduction of sentence is futile. Accordingly the Court must dismiss his petition.

**NOW, THEREFORE, BASED ON THE FOREGOING, IT IS HEREBY  
ORDERED THAT:**

The motion for reduction of sentence is **DENIED**.

Dated at Milwaukee, Wisconsin, this 6th day of June, 2012.

**BY THE COURT:**

  
**HON. RUDOLPH T. RANDA**  
**U.S. District Judge**